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Attorneys for Defendant Wooten

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**VIET NGO,**

Plaintiff,

**v.**

**J. S. WOODFORD, et al.,**

Defendants.

Case No. C 03-2210 JF

**JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT  
AND [PROPOSED] CASE  
MANAGEMENT ORDER  
CONTINUING CMC**

Hearing: April 17, 2009  
Time: 10:30 a.m.  
Courtroom: 3, 5th Floor  
Judge: The Honorable  
Jeremy Fogel

1 The parties jointly submit this Case Management Statement and Proposed Order:

2 Following a settlement conference held before Magistrate Judge Elizabeth Laporte on  
 3 September 17, 2008, the parties reached an agreement to fully settle this litigation. Since that  
 4 date, the parties have negotiated on terms for a formal Settlement and Release Agreement.  
 5 Recent discussions between the parties have resulted in a revised agreement. Despite the parties'  
 6 efforts, however, this process is not complete. From March 23 through 25, 2009, counsel for  
 7 Defendants Woodford, Nienhuis, Bracy, McGarvey, and Knudsen was engaged in the jury trial of  
 8 *Ronald Lemas v. Jill Brown*, N.D. Cal. No. C 07-00958 SI, which caused some delay in these  
 9 continuing negotiations. Nevertheless, these negotiations are nearly complete, and all parties  
 10 believe that the proposed agreement will be signed and executed, and a Request for Dismissal  
 11 filed by Plaintiff, within the next sixty days.

12 To that end, the parties request that the Court continue the Case Management Conference  
 13 for an additional sixty days to allow for execution of and compliance with the proposed  
 14 Settlement and Release Agreement.

15 Dated: April 7, 2008

16 Respectfully submitted,

17 EDMUND G. BROWN JR.  
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18 DAVID S. CHANEY  
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19 ROCHELLE C. EAST  
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20 MICHAEL W. JORGENSEN  
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22  
 23 /s/ Jay C. Russell

24 JAY C. RUSSELL  
 Supervising Deputy Attorney General  
 Attorneys for Defendants Woodford, Nienhuis, Bracy, McGarvey,  
 25 and Knudsen  
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SIDLEY AUSTIN LLP

*/s/ Connie Tsai*

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*/s/ Timothy P. Murphy*

TIMOTHY P. MURPHY, ESQ.  
Attorneys for Defendant Wooten

**CASE MANAGEMENT ORDER**

Based upon the parties' Joint Case Management Conference Statement, and good cause appearing,

IT IS ORDERED THAT the Case Management Conference is continued to June 19, 2009 at 10:30 a.m.

Dated: April 10, 2008.

  
HON. JEREMY FOGEL  
U.S. District Court Judge

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